

Amendments to House Bill No. 274
1st Reading Copy

Requested by Representative David Howard

For the House Judiciary Committee

Prepared by David Niss
February 3, 2011 (7:48am)

1. Page 1, line 11.

Strike: "8"

Insert: "7"

2. Page 1, line 15.

Strike: "labor and industry"

Insert: "justice"

Strike: "2-15-1701"

Insert: "2-15-2001"

3. Page 2, line 1.

Strike: "7"

Insert: "6"

4. Page 2, line 12.

Strike: "8"

Insert: "7"

5. Page 2, line 26 through line 28.

Strike: "and" on line 26 through "hearing" on line 28

6. Page 3, line 2 through line 4.

Strike: subsection (4) in its entirety

Renumber: subsequent subsection

7. Page 3, line 5.

Strike: "a hearing"

Insert: "an investigation"

Following: "that"

Insert: "there is evidence provided under the employment
authorization program that"

8. Page 3, line 12.

Strike: "judicial"

Strike: "a finding after a hearing"

Insert: "evidence provided from the employment authorization program"

6. page 3, line 13.

Following: "shall"

Insert: "issue a cease and desist"

Following: "order"

Insert: "requiring"

7. Page 3, line 22.

Following: "section"

Insert: "and fails to request a hearing as provided in subsection (5)"

9. Page 3, line 24.

Strike: "(5)"

Insert: "(6)"

10. Page 4.

Following: line 7

Insert: "(5) After receiving a cease and desist order from the department pursuant to subsection (1), an employer may, within 10 days after receiving the order, request that the department conduct a hearing to confirm the facts determined by the department after its investigation pursuant to [section 3]. If an employer requests a hearing, any order previously issued by the department is stayed pending the results of the hearing. The contested case procure provided in Title 2, chapter 4, part 6, apply to a hearing held by the department."

Renumber: subsequent subsections

11. Page 4, line 8.

Strike: "a finding after hearing"

Insert: "determining that there is evidence"

12. Page 4, line 9.

Following: "shall"

Insert: ", after providing an opportunity for a hearing as provided in subsection (5),"

13. Page 4.

Following: line 19

Insert: "(8) In order to implement this section, the secretary of state shall develop and use a card file or other manual system to track and act upon licenses subject to this section."

14. Page 4, line 22.

Strike: "8"

Insert: "7"

15. Page 4, line 23.

Strike: "8"

Insert: "7"

16. Page 4, lines 26 and 27.

Strike: section 6 in its entirety

ReNUMBER: subsequent sections

17. Page 5, line 2.

Strike: "8"

Insert: "7"

18. Page 5, line 4.

Strike: "4(5)"

Insert: "4(6)"

19. Page 5, line 7.

Strike: "8"

Insert: "7"

20. Page 5, line 14.

Strike: "8"

Insert: "7"

21. Page 5, line 15.

Strike: "8"

Insert: "7"